

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DR. MARKCUS KITCHENS, JR.	:	CIVIL ACTION
	:	
v.	:	NO. 22-3301
	:	
NATIONAL BOARD OF MEDICAL	:	
EXAMINERS	:	

**ORDER**

**AND NOW**, this 31<sup>st</sup> day of October 2023, upon considering plaintiff's request for injunctive relief (DI 15), defendant's motion *in limine* to exclude the testimony of Dr. Joanne Senoga (DI 62), plaintiff's opposition (DI 75), defendant's proposed finding of facts and conclusions of law (DI 85), plaintiff's post-trial brief (DI 88), defendant's reply (DI 91), plaintiff's sur-reply (DI 92), and the evidentiary record established during the February 24, 2023 preliminary injunction hearing (DI 37) and the May 16, 2023 bench trial (DI 76-81), it is

**ORDERED:**

1. The Clerk of Court shall **amend** the caption as above to reflect the correct defendant named in the amended complaint (DI 15);
2. Defendant's motion *in limine* to exclude testimony of Dr. Joanne Senoga (DI 62) is **DENIED as moot.**<sup>1</sup>
3. We enter final judgment as reflected in the accompanying Memorandum and Order.

  
MURPHY, J.

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<sup>1</sup> We did not rely on testimony by Dr. Senoga to find the facts or make the legal conclusions incorporated by our Order of final judgment in this case.